## CONSUMER DEFENSE GROUP ACTION

#### **GRAHAM & MARTIN, LLP**

3 Park Plaza, Suite 2030 Irvine, CA 92614 Telephone: (949) 474 - 1022 Facsimile: (949) 474 - 1217

# 60 Day Notice of Intent to Sue VALERO ENERGY CORPORATION Under Health & Safety Code Sections 25249.5 and 25249.7

Consumer Defense Group Action, a California corporation (hereinafter "CDG" or the "Noticing Party") hereby gives Notice of Intent to Sue Under Health & Safety Code Section 25249.5 (the "Notice") to William E. Greehey, the Chairman and CEO of VALERO ENERGY CORPORATION (hereinafter referred to as "VALERO"), as well as the governmental entities on the attached proof of service. The Noticing Party must be contacted through the following entity: Law Offices of Graham & Martin, LLP, 3 Park Plaza, Suite 2030, Irvine, California 92614.

### **Summary of Violation**

This Notice is intended to inform VALERO that it is in violation of Proposition 65, the Safe Drinking Water and Toxic Enforcement Act (commencing with Health & Safety Code Section 25249.5) (hereinafter "Proposition 65"). Proposition 65 absolutely prohibits any business from contaminating the drinking water supplies of California. VALERO is in violation of proposition 65 because it has and is knowingly and intentionally threatening to "release chemicals known to the State of California to cause cancer or reproductive toxicity into water or onto or into land where such chemical passes or probably will pass into any source of drinking water," at each of the facilities listed on Exhibit A hereto (hereinafter "the Facilities"), which are VALERO branded gasoline stations with underground storage tank systems. Health & Safety Code Section 25249.5 and 25249.7. Proposition 65 provides that when a party, such as VALERO, an entity with more than ten employees, has been and is knowingly and intentionally threatening to "release chemicals known to the State of California to cause cancer or reproductive toxicity into water or onto or into land where such chemical passes or probably will pass into any source of drinking water," it is violating Health & Safety Code Section 25249.5 and may be enjoined from such conduct pursuant to Health & Safety Code Section 25249.7. The chemicals which VALERO is threatening to release are benzene and toluene ("the Designated Chemicals"), which are contained in the gasoline and other refined petroleum products which VALERO markets and stores within underground storage tank systems owned and/or operated by VALERO located at the Facilities. In order to be in compliance with Proposition 65 VALERO must effectively contain the Designated Chemicals in a UST system that is "product tight." For these purposes, "product tight" means that the operations must be impervious to the liquid and vapor of the substance ("the Designated Chemicals") that is or are contained or to be contained, in the underground storage tank systems so as to prevent seepage of the Designated Chemicals from the containment and in to or on to the ground where the Designated Chemicals will pass or probably will pass into any source of drinking water.

#### The Violation

VALERO markets gasoline and other refined petroleum products (hereinafter referred to as "gasoline") to both consumers and retailers. Gasoline is marketed under the VALERO trademark directly to motorists at VALERO branded retail outlets and through independent dealers and distributors in California and elsewhere. VALERO owns and/or operates numerous underground storage tank systems

located at the Facilities that are used for the storage of gasoline offered for sale by VALERO to the general public. The operation by VALERO of the underground storage tank systems located at the Facilities, as well as the delivery, storage and dispensing of gasoline at the Facilities, as currently controlled and managed by VALERO, poses a substantial threat of discharge of gasoline and other refined petroleum products "into water or onto or into land where such chemical passes or probably will pass into any source of drinking water".

All water within the State, including groundwater, is the property of the people of the State of California. California Water Code §§ 102 and 104. As to all water, the Legislature of the State of California ("the Legislature") has determined that "the people of the State have a primary interest in the conservation, control and utilization of the water resources of the state, and that the quality of all waters of the State shall be protected for use and enjoyment of the people of the state." California Water Code § 13000. Under Proposition 65 a "source of drinking water" is not confined to existing drinking water supplies. Rather, a "[s]ource of drinking water means either a present source of drinking water or water which is identified or designated in a water quality control plan adopted by a regional board as being suitable for domestic or municipal uses [and] also includes water identified in a regional board" water quality control plan as being suitable for domestic or municipal uses." Health & Safety Code §25249.10 (d).

Gasoline contains a number of constituents and additives each of which separately, as well as in combination, present a significant risk to human health, safety and the environment. The gasoline marketed by VALERO contains the chemicals Benzene and Toluene. Benzene is a clear, colorless, highly reactive flammable liquid derived from petroleum and contained in gasoline. Benzene is a chemical known by the State of California to cause cancer and has been listed as such pursuant to Proposition 65. Toluene is a colorless flammable liquid obtained from coal tar or petroleum and contained in motor vehicle fuels. Toluene is a chemical known by the State of California to cause reproductive toxicity and has been listed as such pursuant to Proposition 65. Hereinafter benzene and toluene are referred to as the "Designated Chemicals".

The gasoline service station operations undertaken at the Facilities are not "product tight" (i.e. the operations are not impervious to the liquid and vapor of the substance that is contained, or is to be contained, in the underground storage tank systems so as to prevent seepage of the Designated Chemicals from the containment and into the ground) and thus are threatening to cause a discharge of Designated Chemicals. The following are the components of the gasoline service station operations that pose a threat of discharge of Designated Chemicals: the underground tank(s) and underground storage tank system(s); the pipes used in connection with the storage of the Designated Chemicals in the USTs, including connecting pipes, vapor recovery lines, vent lines and associated fittings as well as the associated secondary containment systems; the drainage systems which collect surface water run off from the petroleum dispensing and delivery areas; secondary containment and spill control systems, including but not limited to secondary containment for the underground tank system, pipe, connecting pipe, dispensers and dispenser piping and the petroleum delivery area, as well as for the drainage systems which collected surface water run off from the dispensing and delivery area.

At the Facilities, the gasoline containing Designated Chemicals is stored in one or more underground storage tank(s) and an underground storage tank system (hereinafter referred to collectively as "the USTs"), which includes, but is not limited to, one or more tanks, including the piping connected thereto. The pipes used in connection with the storage of the Designated Chemicals in the USTs includes but is not limited to valves and other appurtenances connected to the pipe, pumping units, fabricated assemblies associated with the pumping units, and metering and delivery stations and fabricated assemblies therein. The pipes used in connection with the storage of the Designated Chemicals in the USTs include

#### CERTIFICATE OF SERVICE

I am over the age of 18 and not a party to this case. I am a resident of or employed in the county where the mailing occurred. My business address is 3 Park Plaza, Suite 2030, Irvine, California 92614.

#### I SERVED THE FOLLOWING:

- 1.) 60-Day Notice of Intent to Sue Under Health & Safety Code Section 24249.6;
- 2.) The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary (only sent to violators.

by enclosing a true copy of the same in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid:

Date of Mailing: September 17, 2003 Place of Mailing: Irvine, California

#### NAME AND ADDRESS OF EACH PERSON TO WHOM DOCUMENTS WERE MAILED:

William E. Greehey, Chairman and CEO	California Attorney General
VALERO ENERGY CORPORATION	(Proposition 65 Enforcement Division)
One Valero Place	1515 Clay Street, 20th Floor
San Antonio, Texas 78212	Oakland, CA

And all entities listed on Attachment to Proof of Service.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: September 17, 2003

#### Attachment to Proof of Service - Additional Entities Noticed.

Los Angeles County DA 210 W. Temple Street, 18th Floor Los Angeles, CA 90012

San Diego County DA 330 Broadway San Diego, CA 92101

San Francisco City Attorney 1390 Market Street San Francisco, CA 94102

Riverside County DA 4075 Main St., 1<sup>st</sup> Fl. Riverside, CA 92501

Sacramento County DA P.O. Box 749 Sacramento, CA 95812

Humboldt County DA 825 5th Street Eureka, CA 95501

San Mateo DA 1050 Mission Road South San Francisco, CA 94080

Santa Barbara County DA 1105 Santa Barbara St. Santa Barbara, CA 93101

San Jose City Attorney 151 W. Mission St. San Jose, CA 95110

Yolo County D A 301 2<sup>nd</sup> Street Woodland, CA 95695

El Dorado County DA 1360 Johnson Blvd. #105 South Lake Tahoe, CA 96150 Los Angeles City Attorney 200 N. Main St. N.E. Los Angeles, CA 90012

San Diego City Attorney 1200 3rd Ave. Ste. 1620 San Diego, CA 92101

San Francisco County DA 880 Bryant Street San Francisco, CA 94103

San Bernardino County DA 316 N. Mountain View Av. San Bernardino, CA 92415

Orange County District Attorney 700 Civic Center Dr. W., 2<sup>nd</sup> Fl. Santa Ana, CA 92701

Shasta County District Attorney 1525 Court Street Redding, CA 96001-1632

Marin County DA 3501 Civic Center Dr. #130 San Rafael, CA 94903

Ventura County DA 800 South Victoria Avenue Ventura, CA 95695

Contra Costa County DA 727 Court Street Martinez, CA 94553

District Attorney 1430 Freedom Blvd. Watsonville, CA 95076

Kern County DA 2100 College Avenue Bakersfield, CA 93305 "connecting piping", such as pipe, valves elbows, joints, flanges and flexible connectors through which the Designated Chemicals flow. The UST system also includes the vapor recovery lines, vent lines and associated fittings as well as the associated secondary containment systems, the drainage systems which collect surface water run off from the petroleum dispensing and delivery areas. Finally, the UST systems include secondary containment and spill control systems including but not limited to secondary containment for the underground tank system, leak detection sensors, pipe, connecting pipe, dispensers and dispenser piping and the petroleum delivery area, as well as for the drainage systems which collect surface water run off from the dispensing and delivery area.

Investigations and reports conducted and prepared for the California State Water Resources Control Board ("SWRCB")(with the assistance and input of the Environmental Health Divisions and Departments for a number of California counties and Regional Water Quality Control Boards as well as various members of the oil industry), the California Environmental Protection Agency ("CEPA"), Department of Toxic Substances Control ("DTSC"), the Office of Pollution Prevention and Technology Department, as well as testing undertaken by the various city fire departments where the Facilities are located, demonstrate that discharges of petroleum products including the Designated Chemicals occur, and are expected to occur, from the gasoline service station operations at the Facilities on a regular and ongoing basis. The CWRQB Report concluded that 61% of all USTs in operation, at any given time, are discharging/releasing gasoline and other refined petroleum products including the Designated Chemicals into or on to the land. The CWRQB Report also found that the percentage of USTs found to be discharging/releasing gasoline and other refined petroleum products including the Designated Chemicals into or on to the land was not materially different whether the underground storage tank was single or double-walled. VALERO, as well as the oil industry in general, know of these facts.

Because VALERO, as well as the oil industry in general, is aware of these facts, VALERO, along with the oil industry, have in place leak detection sensor systems. The fact that VALERO uses such a system is an acknowledgement by VALERO that it knows that the USTs it operates are likely to leak at any given time. The sensors do not inform VALERO that the USTs are about to release product, only, at best that the USTs have leaked and/or are leaking product, including the Designated Chemicals. Further, the CWRQB Report noted that the leak detection systems in use by the industry only record a discharge from the USTs where the leak is more than 0.1 gallons/hour (2.4 gallons a day, or 876 gallons a year per sensor). That is, even under this extremely lax standard, VALERO does not even record a discharge until an individual tank sensor (of which there are usually more than one in any UST) records a discharge of greater than 876 gallons a year. Naturally, the level of non-recorded discharge can be much higher for any individual UST since there may be four or more sensors in any given system each of which is failing to record a discharge of slightly less than 876 gallons a year. Finally, a report prepared by the SWRCB Underground Storage Tank Program entitled "Field Evaluation of Underground Storage Tank System Leak Detection Sensors" expressly found that the leak detection sensors systems used by the oil industry, including VALERO, are not reliable where, as the report noted, the sensors have not been properly installed, programmed, maintained and operated, or when the secondary containment in which they are installed are not working properly. The SWRCB, in analyzing the use of leak detection sensor systems by the oil industry (including VALERO), specifically noted a number of significant problems which greatly lessened the utility of such sensors including the following: "sensors were raised from the low point of the secondary containment, sensors fail[ed] to alarm when tested, and sensors fail[ed] to shut down the turbine pump in the event of an alarm." The report went on to note that almost a third of the secondary containment systems had water or product in one or more areas, a fact which would seriously impact the operational effectiveness of the sensor detection systems. Under these circumstances, the sensors will simply not operate effectively, even at the lax warning level used by VALERO. Further, since such sensors, even when working properly, do not prevent leaks but, at best, simply record them, they are ineffective to avoid liability under Health & Safety Code sections 25249.5 and 25249.7. In order to be in compliance with Proposition 65 VALERO must therefore effectively contain the Designated Chemicals in a UST system which is "product tight", as defined above.

The gasoline service operations of VALERO therefore pose and threaten to pose an imminent treat to human health or safety or the environment and therefore create a substantial probability of harm since there is a substantial likelihood that the majority of the USTs operated and maintained by VALERO are either currently or likely will shortly discharge/release gasoline and other refined petroleum products into or on to the land. Such a discharge/release of the Designated Chemicals from the USTs at the Facilities "probably will pass into [a] source of drinking water." It is clear therefore that for the entire period of time that VALERO has owned and/or controlled the USTs located at the Facilities, VALERO has been and continues to be in violation of Proposition 65. Given that the maximum prior period of potential liability pursuant to Proposition 65, Business & Professions Code §17200 and Fish & Game Code §5650(which are the operative statutes pursuant to which a complaint will be filed against VALERO) is four years, this Notice is intended to inform VALERO that it has been in violation of Proposition 65 from the time period from four years prior to the date of this notice and continues to be in violation, for every day upon which VALERO owns and/or controls the underground storage tank systems for any Facility listed on Exhibit A.

Proposition 65 requires that notice and intent to sue be given to VALERO sixty days before a suit is filed. With this letter, CDG gives notice of the alleged violations to VALERO and the appropriate governmental authorities. This notice covers all violations of Proposition 65 that are currently known to CDG from information now available to it. CDG reserves the right to amend this Notice to inform VALERO of other violations and/or exposures as it gathers further information. With the copy of this amended notice submitted to VALERO, a copy is provided of "The Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65): A Summary."

Dated: September 17, 2003

By:

# EXHIBIT A VALERO ENERGY CORPORATION (BRANDING INCLUDES VALERO, DIAMOND, ULTRAMAR, BEACON AND TOTAL)

ULTRAN	MAR, BEACON AND TOTAL)	
Ultramar Station	Geneva Beacon	
1431 N. Raymond Ave.	5098 Mission Street	
Anaheim, CA 92801	San Francisco, CA 94112	
Harbor Ultramar	Lombard Valero & Food Mart	
801 S. Harbor Blvd.	2601 Lombard Street	
Anaheim, CA 92805	San Francisco, CA 94123	
Superior Ultramar	La Paz Ultramar	
2050 Harbor Blvd.	26202 La Paz Road	
Costa Mesa, CA 92627	Mission Viejo, CA 92691	
Arco Gas & Food Mart	Riverside Beacon	
4591 E. Belmont Ave.	2918 Riverside Drive	
Fresno, CA 93702	Los Angeles, CA 90039	
Abbey Arco #1	Melrose & Vine Mini Mart	
1460 P Street	655 North Rossmore	
Fresno, CA 93721	Los Angeles, CA 90004	
West & Shaw Arco	M&R Ultramar	
1785 W. Shaw Ave.	13202 Brookhurst Street	
Fresno, CA 93711	Garden Grove, CA 92643	
Sunnyside Food & Liquor	World Oil #107	
5687 E. Kings Canyon Rd.	901 N. Placentia Ave.	
Fresno, CA 93725	Fullerton, CA 92831	
Fifth Wheel Truck Stop	Superior Ultramar	
3767 S. Goldenstate Blvd.	2050 Harbor Blvd.	
Fresno, CA 93725	Costa Mesa, CA 92627	
Seibert's Oil	Ultramar Station	
1919 W. Clinton Ave.	1431 N. Raymond Ave.	
Fresno, CA 93711	Anaheim, CA 92801	
Beacon Station	Harbor Ultramar	
3076 E. Gettysburg	801 S. Harbor Blvd.	
Fresno, CA 93726	Anaheim, CA 92805	
Trini's Beacon	Hillcrest Fuelmart	
603 G Street	1801 Hillcrest	
Fresno, CA 93706	Antioch, CA 94509	
Beacon Food & Gas	Petrol Express	
525 S. Clovis Ave.	1800 West 10 <sup>th</sup> Street	
Fresno, CA 93727	Antioch, CA 94509	
Vallee Food Stores	Valero #7138	
2414 N. Marks Ave.	2700 Hillcrest Avenue	
Fresno, CA 93722	Antioch, CA 94509	

Beacon #3659	Valero #7982
4514 W. Shaw	2101 Sommersville Road
Fresno, CA 93722	Antioch, CA 94509
Beacon #3787	Lonetree Petr. Services
5783 N. Palm Ave.	2843 Lonetree Way
Fresno, CA 93704	Antioch, CA 94509
Beacon #3406	Antioch Beacon
1105 W. Sheilds	3629 E. 18 <sup>th</sup> Street
Fresno, CA 93705	Antioch, CA 94509
UDS (ARCO) #3615	Pic N Pump
1625 N. Chestnut	21270 Bear Valley Road
Fresno, CA 93703	Apple Valley, CA 92307
Beacon #3481	The Depot #6
6390 N. Blackstone	17928 Highway 18
Fresno, CA 93710	Apple Valley, CA 92307
UDS (ARCO) #3616	Apple Valley Gas Mart
4001 N. Marks	21898 Highway 18
Fresno, CA 93722	Apple Valley, CA 92307
Harder Road Beacon	Valero #7230
392 W. Harder Road	334 San Antonio Road
Hayward, CA 94544	Mountain View, CA 94040
Valero #7800	Valero #7864
390 West Jackson	59 El Camino Real West
Hayward, CA 94544	Mountain View, CA 94040
Valero #7218	Valero #7528
23990 Hesperian Blvd.	495 Moffett
Hayward, CA 94541	Mountain View, CA 94043
Valero #7105	Valero #7542
193 Winton Ave	584 N. Rengstorff
Hayward, CA 94544	Mountain View, CA 94043
Valero #7217	CJ's Market
26978 Hesperian Blvd.	2963 Archibald
Hayward, CA 94545	Ontario, CA 91761
Gilroy Valero	Ultramar Station
700 First Street	1724 S. Euclid
Gilroy, CA 95020	Ontario, CA 91761
Utramar #3722	Beacon #3657
1190 1 <sup>st</sup> Street	700 Lighthouse
Gilroy, CA 95020	Monterey, CA 93940
G&M Oil #69	Village Motor Works
701 Redondo Avenue	2191 Fremont Blvd.
Long Beach, CA 90806	Monterey, CA 93940

G&M Oil Company #60	Valero #7104
465 W. Pacific Coast Highway	1725 Park Street
Long Beach, CA 90806	Alameda, CA 94501
	,
World Oil #109	DJ Ultramart
2995 N. Long Beach Blvd.	1502 E. Yosemite
Long Beach, CA 90806	Madera, CA 93638
Food & Fuel Inc.	Madera Beacon Ultramart
1055 N. Waterman	1488 Madera Ave.
San Bernardino, CA 92412	Madera, CA 93637
Food & Fuel #24	Beacon #3611
2649 S. Waterman	1040 S. Gateway
San Bernardino, CA 92404	Madera, CA 93637
XX7 .	111 H2704
Waterman Ultraman	Ultramar #3784
2908 N. Waterman Ave.	16981 Road 26
San Bernardino, CA 92407	Madera, CA 93638
Harraj Ultramar	Valero #7471
1933 W. Highland	3546 Mt. Diablo Blvd.
San Bernardino, CA 92407	Lafayette, CA 94549
Food N/ Fuel #23	Sekhon Gas Station
2403 Del Rosa Ave.	6600 Foothill Blvd.
San Bernardino, CA 92404	Oakland, CA 94605
Sun Bernardino, Cri 72404	Canana, CA 74003
AGM Beacon	Valero #7235
215 E. Alisal Street	2225 Telegraph Avenue
Salinas, CA 93901	Oakland, CA 94612
Valley Oil	Valerо #7238
51 John Street	2200 East 12 <sup>th</sup> & 22 <sup>nd</sup> Ave.
Salinas, CA 93901	Oakland, CA 94606
Sumas, Ori 93901	Ounding, CA 94000
Mountain Valley Beacon	Valero #7200
646 Williams Road	1894 University Avenue
Salinas, CA 93902	Berkley, CA 94703
Sam Eastman Tank Farm	Live Oak Ultramar
366 E. John Street	4126 Live Oak Ave.
Salinas, CA 93902	Arcadia, CA 91016
Shaw's Beacon	Fasching's Car Wash
1163 Terven Ave.	425 N. Santa Anita Ave.
Salinas, CA 93901	Arcadia, CA 91006
, , , , , , , , , , , , , , , , , , , ,	1100010, 01171000
Casillas Brothers	Maxi Mart
100 Monterey Hwy	1911 Atwater Blvd.
Salinas, CA 93908	Atwater, CA 95301
Sangs Beacon	Beacon #3517
633 West Market Street	100 East Bellevue
Salinas, CA 93901	Atwater, CA 95301

Ultramar Station	Ultramar #3768
47 John St.	67890 Highway 111
Salinas, CA 93901	Cathedral City, CA 92234
,	
Ultramar #3732	Avinder & Bose Ultramar
430 N. Main Street	28201 Date Palm Dr.
Salinas, CA 93906	Cathedral City, 92235
Valero #7567	Ultramar #3667
3192 Santa Rita Road	69123 Ramon Road
Pleasanton, CA 94566	Cathedral City, CA 92234
,	,
Valero #7399	Concord Alliance, Inc.
2991 Hopyard Road	3180 Willow Pass Road
Pleasanton, CA 94588	Concord, CA 94521
Valero #7240	Rain & Shine Car Wash
532 East Washington	4595 Clayton Road
Petaluma, CA 94952	Concord, CA 94521
, , , , , , , , , , , , , , , , , , , ,	00110014, 01174521
Valero #7241	Solano Way Beacon
5153 Old Redwood Highway	2020 Solano Way
Petaluma, CA 94952	Concord, CA 94520
Pinole Valley Beacon	Valero #7205
2810 Pinole Valley Road	5399 Clayton Road
Pinole, CA 94564	Concord, CA 94521
111010, 0119 1501	Concord, CA 94321
Pinole Beacon	Beacon #3006
2298 Appian Way	33190 Hubert Way
Pinole, CA 94564	Kettleman City, CA 93239
Valero #3805	Beacon #3005
2401 Appian Way	50940 Mesa Verda Road
Pinole, CA 94564	King City, CA 93930
Sullivan Valero & Food Mart	LIDS (ARGO) #2626
1690 Sullivan Avenue	UDS (ARCO) #3636
Daly City, CA 94015	1400 Yosemite Parkway Merced, CA 95340
24, 54, 54, 54015	Meiceu, CA 93340
Rene's Beacon	Beacon #3614
1210 R Street	1975 E. Childs Ave.
Merced, CA 95340	Merced, CA 95340
Beacon #3505	Beacon #3788
3006 G Street	1107 West Olive Ave.
Merced, CA 95340	Merced, CA 95348

Napa County DA 931 Parkway Mall Napa, CA 94559

Inyo County DA 386 W. Line Street Bishop, CA 93514

Lake County DA 255 N. Forbes St. Lakeport, CA 95453

Yuba County DA 215 5<sup>th</sup> Street Marysville, CA 95901

Stanislaus County DA 300 Starr Avenue Turlock, CA 95380

District Attorney 14227 Road 28 Madera, CA 93638

Santa Clara County DA 2645 Zanker Road San Jose, CA 95134

Mariposa County DA P.O. Box 748 Mariposa, CA 95338

Nevada County DA 201 Church Street, Suite 8 Nevada City, CA 95959

San Luis Obispo County DA 1050 Monterey Street, Rm. 450 San Luis Obispo, CA 93408

Merced County DA 445 I Street Los Banos CA 93635 Sonoma County DA 600 Administrative Dr. Santa Rosa, CA 95403

San Joaquin DA 225 W. Elm Street #C Lodi, CA 95240

Mendocino County DA 700 S. Franklin St. Forst Bragg, CA 94537

Solano County DA 321 Tuolomne Street Valejo, CA 94590

Butte County DA 25 County Center Drive Oroville, CA 95695

Mono County DA P.O. Box 617 Bridgeport, CA 93517

Sutter County DA 446 Second Street Yuba City, CA 95991

Santa Cruz County DA 701 Ocean Street Santa Cruz, CA 95061

Alameda County DA 1225 Fallon Street Oakland, CA 94612

Del Norte County DA 450 H Street Crescent City, CA 95531

Kings County DA 1400 W Lacey Blvd Hanford CA 93230 Mondoc County DA 204 S Court Street Alturas CA 96101 Santa Clara DA 2645 Zanker Rd San Jose CA 95134

Siskyou County DA P.O. Box 986 Yreka, CA 96097 Lake County District Atty 6850 Old Highway 53 Clearlake CA 95422

Solano County DA 321 Tuolumne St Valejo CA 94590 Glenn County DA 540 W Sycamore St Willows CA 95988

Stanislaus DA 300 Starr Ave Turlock CA 95380

Yolo County DA 301 2nd Street

Woodland CA 95695

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: September 17, 2003